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6 Attorney for Plaintiff
DEBORAH MOLLER
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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT COURT OF CALIFORNIA**

11 DEBORAH MOLLER., an individual
12 and successor-in-interest of BRET
BREUNIG, deceased;

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14 Plaintiff,

15 v.

16 COUNTY OF SAN BERNARDINO,
17 a public entity; UNIDENTIFIED
18 DEPUTIES, individuals; CITY OF
REDLANDS, a public entity;
19 UNIDENTIFIED OFFICERS,
20 individuals; LOMA LINDA
UNIVERSITY MEDICAL CENTER,
21 a non-profit corporation;
22 UNIDENTIFIED HEALTH CARE
PROFESSIONALS, individuals; and
23 KENNETH BREUNIG, a nominal
24 Defendant,

25 Defendants.
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CASE NO. 5:22-cv-01306

**STIPULATION RE: LEAVE FOR
PLAINTIFF TO FILE THIRD
AMENDED COMPLAINT**

**TO THE COURT AND TO THE PARTIES AND THEIR RESPECTIVE
ATTORNEYS OF RECORD:**

WHEREAS, Plaintiff DEBORAH MOLLER (“Plaintiff”), as an individual and as the successor-in-interest to Decedent BRET BREUNIG (“Decedent”), initiated the above-captioned action on July 27, 2022 (“Complaint”). See Dkt. No. 1.

WHEREAS, on August 25, 2022, Defendant COUNTY OF SAN BERNARDINO (“CSB”) filed a Motion to Dismiss Plaintiff’s Complaint. See Dkt. No. 16.

WHEREAS, on September 12, 2022, Plaintiff filed a First Amended Complaint (“FAC”). See Dkt. No. 19.

WHEREAS, on September 23, 2022, Defendant LOMA LINDA UNIVERSITY MEDICAL CENTER (“LLUMC”) filed a Motion to Dismiss Plaintiff’s FAC. See Dkt. No. 28.

WHEREAS, on September 26, 2022, Defendant CSB filed an Answer to Plaintiff’s FAC. See Dkt. No. 30.

WHEREAS, on November 10, 2022, this Court issued an Order Granting in Part and Denying in Part Defendant LLUMC’s Motion. See Dkt. No. 41.

WHEREAS, on December 8, 2022, Plaintiff filed a Second Amended Complaint (“SAC”) in accordance with this Court’s Order on Defendant LLUMC’s Motion. See Dkt. No. 51.

WHEREAS, Defendant LLUMC continues to allege certain defects with the contents of Plaintiff’s SAC.

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1 WHEREAS, in order to avoid unnecessary law and motion practice, the
2 parties stipulate and agree to Plaintiff's filing a Third Amended Complaint ("TAC"),
3 a red-lined version of which is attached hereto as "Exhibit 1".

4 DATED: January 27, 2023

CONLOGUE LAW, LLP

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7 By: /s/ Ashley M. Conlogue

ASHLEY M. CONLOGUE

8 Attorney for Plaintiff DEBORAH
9 MOLLER

10 DATED: January 27, 2023

LYNBERG & WATKINS, APC

11
12
13 By: /s/ Amy Margolies

SHANNON GUSTAFSON

AMY MARGOLIES

14 Attorney for Defendants SAN
15 BERNARDINO COUNTY, BREANA
16 FITE
17

18
19 DATED: January 27, 2023

**LA FOLLETTE, JOHNSON, DeHAAS,
20 FESLER & AMES**

21
22
23 By: /s/ Stephen Guichard

MICHAEL REID

MELISSA FISCHER

STEPHEN GUICHARD

24 Attorney for Defendant LOMA LINDA
25 MEDICAL CENTER
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